

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MARYA J. LEBER, SARA L.
KENNEDY, and all others similarly
situated,

Plaintiffs,

v.

CITIGROUP, INC., THE PLANS
ADMINISTRATIVE COMMITTEE OF
CITIGROUP INC., THE 401(K) PLAN
INVESTMENT COMMITTEE and DOE
DEFENDANTS 1-20,

Defendants.

Case No. 07 Civ. 9329 (SHS)

ORAL ARGUMENT REQUESTED

NOTICE OF MOTION

PLEASE TAKE NOTICE THAT, upon the pleadings and papers in this matter, the accompanying memorandum of law, and the declaration of Lewis R. Clayton and accompanying exhibits, defendants Citigroup Inc., The Plans Administration Committee of Citigroup Inc., and the 401(k) Plan Investment Committee, will move this Court, before the Honorable Sidney H. Stein, at a date and time to be determined by the Court, for an order pursuant to Federal Rule of Civil Procedure 12(b)(6) granting defendants' motion to dismiss and dismissing, with prejudice, the Amended Complaint.

Oral argument is requested.

The grounds for this motion are set forth in the accompanying memorandum of law.

Dated: New York, New York
August 29, 2008

PAUL, WEISS, RIFKIND, WHARTON &
GARRISON LLP

By: /s/ Lewis R. Clayton

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